

In the High Court of Punjab and Haryana at Chandigarh

237

CRM-M-19288-2019 (O & M)
Date of Decision: August 20, 2019

BAL RAM

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Tanmoy Gupta, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 357, dated 08.08.2018, under Sections 379-A and 34 of the Indian Penal Code ('IPC' - for short), registered at Police Station Sector-18, District Gurugram.

Learned counsel for the petitioner contends that there is a delay of 7 days in lodging the FIR wherein it is stated that three persons, who were travelling in a 'taxi' had snatched the mobile phone, ATM card and a sum of ₹45,000/- from the complainant. It is also stated that one of the accused 'Nikhil' was tattooed. He also states that the petitioner is 25 years of age and has been falsely implicated in the case. He is in custody for over 8 months since his arrest on 20.12.2018. The petitioner had earlier been falsely implicated in another case wherein he was acquitted by the trial Court.

Learned State counsel states that although charges have been framed but none of the prosecution witness has been examined.

Heard.

In view of the submissions of learned counsel for the petitioner especially when there is a delay of 7 days in lodging the FIR, the petitioner is in custody for over 08 months and conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

August 20, 2019

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No